

Notice of Meeting

Education Audit Appeals Panel

www.eaap.ca.gov

Monday, January 28, 2013 1:30 p.m.
915 L Street, Cedar Room
Sacramento

Public Session Agenda

- Call to Order and Roll Call
- Review of Agenda (All times are approximate and provided for convenience only; the order of business may be changed without notice.)
- Approval of Minutes (December 10, 2012 meeting)

Item 1	Report of the Executive Officer <ol style="list-style-type: none">1. Summary of appeal activities2. Appeals and Summary Review Caseload; RDA Workload Report3. Other items of interest	Information
Item 2	Public Participation <p>This time is reserved for any person to address the Panel. If the subject is on the Public Session Agenda, individuals may comment now or at the time the item is considered. If the subject is not on the Public Session Agenda, the Panel is not empowered to take action on it. Public comment is limited to 3 minutes per speaker; the Panel may extend the limit by a uniform amount per speaker.</p> <p>No comment will be taken on matters at issue in items on the Closed Session Agenda, or on any pending adjudicatory proceeding.</p>	Information
Item 3	Legislation Report <p>Discussion and action as appropriate regarding any legislation that may affect EAAP</p>	Information Action
Item 4	EAAP Rulemaking Calendar <p>Approve the rulemaking calendar for 2013</p>	Information Action
Item 5	<i>Emergency Supplemental</i> Regulations: 2012-13 Audit Guide <p>To address issues resulting from legislative changes to the conditions of apportionment, and make non-substantive edits.</p>	Information Action
Item 6	Notice of Proposed Rulemaking: <i>Permanent Supplemental</i> Regulations: 2012-13 Audit Guide	Information Action
Item 7	Next Meeting	Information Action

Closed Session Agenda

2:00 p.m. ±

The Panel will meet in closed session as set forth below upon completion of the public session items. The closed session (1) may commence earlier than 2:00 p.m., (2) may begin at or before 2:00 p.m., be recessed, and then be reconvened later in the day, or (3) may commence later than 2:00 p.m.

Item 1	<p>Conference with Legal Counsel – Existing Litigation: Under <i>Government Code</i> Section 11126(e)(1), the Education Audit Appeals Panel hereby provides public notice that the following pending litigation may be considered and acted upon, as necessary and appropriate, in closed session:</p> <p><i>Perris Union High School District v. California State Board of Education, California Department of Education, Education Audit Appeals Panel, et al</i> 4th Appellate District, Division 2, Case No. E055856, Riverside County Superior Court Case No. RIC520862 (EAAP Case No. 07-19)</p>
Item 2	<p>Under <i>Government Code</i> Section 11126(c)(3), the Education Audit Appeals Panel hereby provides public notice that it will deliberate and act in closed session, as necessary and appropriate, on the appeal listed below:</p> <p>Fontana Unified School District EAAP Case No. R09-79, OAH Case No. 2010031428</p>
Item 3	<p>Under <i>Government Code</i> Section 11126(c)(3), the Education Audit Appeals Panel hereby provides public notice that it will deliberate and act in closed session, as necessary and appropriate, on the appeal listed below:</p> <p>Oakland Unified School District EAAP Case No. 11-16, OAH Case No. 2011120017</p>

Conference with Legal Counsel – Potential Litigation: Under *Government Code* Section 11126(e)(2), the Education Audit Appeals Panel hereby provides public notice that it may meet in closed session to determine whether, based on existing facts and circumstances, any matter presents a significant exposure to litigation [see *Government Code* Section 11126(e)(2)(B)(ii)] and, if so, to proceed with closed session consideration and action on that matter, as necessary and appropriate [see *Government Code* Section 11126(e)(2)(B)(i)], or, based on existing facts and circumstances, if it has decided to initiate or is deciding to initiate litigation [see *Government Code* Section 11126(e)(2)(C)].

Public Session Agenda

3:00 p.m. ± (Upon adjournment of closed session)

- Report of actions taken, if any, during closed session

Adjournment

For more information concerning this agenda, please contact Chris Pentoney, Analyst, at EAAP, 770 L Street, Suite 1100, Sacramento, California 95814, (916) 445-7745, fax (916) 445-7626. This agenda is posted on the Education Audit Appeals Panel's web site: www.eaap.ca.gov

Reasonable Accommodation for Any Individual With a Disability

Pursuant to the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990, any individual with a disability who requires accommodation to attend or participate in a meeting or function of the Education Audit Appeals Panel (EAAP) may request assistance by contacting EAAP, 770 L Street, Suite 1100, Sacramento, California 95814, (916) 445-7745, fax (916) 445-7626.